

LEGISLATIVE BILL 882

Approved by the Governor May 18, 1999

Introduced by Business and Labor Committee: Vrtiska, 1, Chairperson;
Chambers, 11; Dierks, 40; Hilgert, 7; Redfield, 12; Schimek, 27

AN ACT relating to claims against the state; to appropriate funds for the payment of certain claims; to provide for payment of the claims; to authorize certain write-offs as prescribed; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

Section 1. There are hereby appropriated the following sums of money, or so much thereof as may be required, from the General Fund or from other funds as indicated in the state treasury, not otherwise appropriated, for the payment of claims arising out of miscellaneous items of indebtedness owing by the State of Nebraska.

1998-1999 MISCELLANEOUS CLAIMS

DESCRIPTION	DOLLARS
Claim No. 97-556, against the Department of Health and Human Services, pay to <u>Wilson Drug Company</u> , P.O. Box 187, Atkinson, NE 68713-0187, out of the General Fund	79,714.29
Claim No. 97-663, against the Department of Health and Human Services, pay to <u>Victor and Gertrude Lich</u> , c/o Victor J. Lich, Jr., Attorney, 10050 Regency Circle, Suite 515, Omaha, NE 68114, out of the General Fund	6,857.00
Claim No. 98-205, against the Department of Health and Human Services, pay to <u>Wilson Drug Company</u> , c/o Janet L. Krotter, Attorney, P.O. Box 858, O'Neill, NE 68763, out of the General Fund	147,440.25
Claim No. 98-248, against the Department of Health and Human Services, pay to <u>Cedar Springs Mt. View</u> , c/o Parr Recovery, 165 Evelyn Road, Newton, MA 02168, out of the General Fund	15,500.00
Claim No. 98-326, against the State Treasurer, pay to <u>City of Gothenburg</u> , c/o Connie Stull, 409 9th St., Gothenburg, NE 69138, out of the General Fund	21,420.15
Claim No. 98-430, against the Department of Revenue, pay to <u>Marlin G. Springer</u> , c/o Brooks & Green, Attorney, P.O. Box 980, McCook, NE 69001, out of the General Fund	17,600.00
Claim No. 98-527, against the Department of Revenue, pay to <u>Federal Express Corp. & Subs</u> , c/o Parr Recovery, P.O. Box 234, Allston, MA 02134, out of the General Fund	40,870.00
Claim No. 98-599, against the Department of Roads, pay to <u>Errol Hehnke</u> , RR 1, Ravenna, NE 68869, out of the General Fund	14,132.00
Claim No. 98-611, against the Department of Administrative Services, pay to <u>St. Francis Med. Ctr.</u> , c/o Parr Recovery, P.O. Box 238, Allston, MA 02134, out of the General Fund	12,273.07
Claim No. 99-234, against the Department of Health and Human Services, pay to <u>State Wards Accounts Trust Fund</u> , c/o the Department of Health and Human Services Finance and Support, P.O. Box 94728, Lincoln, NE 68509, out of the General Fund	320.04
Claim No. 99-239, against the Department of Health and Human Services, pay to <u>Church of Christ</u> , c/o Bess Shepherd, 32800 Cedar Drive, Waterloo, NE 68069, out of the General Fund	20,152.49
Claim No. 99-255, against the Secretary of State, pay to <u>NE Press Advertising Service</u> , c/o Allen Beerman, 845 "S" Street, Lincoln, NE 68508, out of the General Fund	669,457.66

The claims included in this section shall be paid through program 536 in Agency 65.

For informational purposes only, the appropriations contained in

this section and fund source:

GENERAL FUND	1,045,736.95
TOTAL	1,045,736.95

Sec. 2. The following sums of money, or so much thereof as may be required, are hereby appropriated from the General Fund or from other funds as indicated in the state treasury, not otherwise appropriated, for the payment of tort claims which have been settled by the Attorney General in the district court or in which court judgments have been entered and which require the approval of the Legislature for payment.

DESCRIPTION	DOLLARS
Tort Claim No. 95-369, against the Department of Health and Human Services, pay to <u>Caroline C. and Bruce Mason, Attorney</u> , 1505 South 108th St., Omaha, NE 68144, out of the General Fund	85,000.00
Tort Claim No. 95-366, against the Department of Health and Human Services, pay to <u>Debra W. and Bruce Mason, Attorney</u> , 1505 South 108th St., Omaha, NE 68144, out of the General Fund	87,000.00
Tort Claim No. 95-367, against the Department of Health and Human Services, pay to <u>Donna W. and Bruce Mason, Attorney</u> , 1505 South 108th St., Omaha, NE 68144, out of the General Fund	120,000.00
Tort Claim No. 95-368, against the Department of Health and Human Services, pay to <u>Billie V. and Bruce Mason, Attorney</u> , 1505 South 108th St., Omaha, NE 68144, out of the General Fund	75,000.00
Tort Claim No. 98-173, against the Department of Labor, pay to <u>Elaine Miller and V. Gene Summerlin, Attorney</u> , 330 South 10th St., Lincoln, NE 68508, out of the General Fund	698,242.16
and out of the Elevator Inspection Fund	100,000.00

The claims included in this section shall be paid through Program 591 in Agency 65.

For informational purposes only, the appropriations contained in this section and fund source:

GENERAL FUND	1,065,242.16
CASH FUND	100,000.00
TOTAL	1,165,242.16

Sec. 3. The Director of Administrative Services is hereby authorized and directed to draw his or her warrants on or before June 30, 2000, upon the funds in the state treasury enumerated in this act, in favor of the several beneficiaries named in this act for the amount set opposite their respective names upon the presentation of proper vouchers therefor. The several amounts appropriated in this act shall be in full payment of any and all claims, rights, causes of action, damages, and demands of every character and kind owing by or against the State of Nebraska, its officers, agents, and employees, and their successors and assigns with respect to each of the beneficiaries respectively in whose favor the appropriations are made. The director shall not deliver any warrant for any items appropriated in this act until a receipt and release in full, releasing the State of Nebraska, its officers, employees, and agents, and their successors and assigns, has been filed by each of the beneficiaries respectively. Upon presentation of the warrants, the State Treasurer is hereby directed to pay the same out of money in the General Fund or out of money in other funds indicated in this act not otherwise appropriated.

Sec. 4. The following requests were filed by state agencies seeking permission to write off certain accounts. The State Claims Board reviewed and approved the following requests:

DESCRIPTION	DOLLARS
Request No. 98-216, made by the Department of Health and Human Services, Beatrice State Developmental Center	63,253.16
Request No. 99-126, made by the Department of Health and Human Services Finance and Support	347,468.29
Request No. 99-238, made by the Military Department	6,099.48
Request No. 99-249, made by the Supreme Court	194.40
Request No. 99-250, made by the Department of Health and Human Services Finance and Support, Vital Statistics	1,100.00
Request No. 99-251, made by the Commission for the Deaf and Hard of Hearing	406.25
Request No. 99-252, made by the Game and Parks Commission	9,448.40

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Request No. 99-253, made by the Game and Parks
Commission

871.75

Request No. 99-254, made by the Game and Parks
Commission

63,279.25

Sec. 5. Since an emergency exists, this act takes effect when
passed and approved according to law.